Approved For Release 2002/09/03 : CIA-RDP78-05538A000100010003-7

C-O-P-Y

OGC HAS REVIEWED.

27 May 1960

occ/b-98

MEMORANDUM FOR: Chief, FDD	
ATTENTION :	25X1A9A
SUBJECT : Contracting with Government Employees for Services	STATSPEC
STATSPEQ. The United States Government, as represented by the contracts with individuals for translating.	
editing and typing services. You advised this Office by telephone that inquiries are received from time to time from other Government agencies as to the legality and/or propriety of employees of those agencies performing	STATSPEC
services for In replying to such inquiries you may find it useful to advise such other agencies that we believe the use of their employees by	STAT\$PEC
is not in conflict with Federal statutes or regulations for the reasonset forth in the following paragraph.	STATSPEC
2. In carrying out its functions, finds it necessary to contract with qualified individuals to perform translating, editing and typing duties such of the work requires specialized knowledge such as fluency in foreign languages and can be performed by only a relatively few individuals. The work is of such a nature that it often can be done in the individual's home in his own free time. The volume of work varies to such a degree that it is impracticable to maintain a full time staff of sufficient size to handle the	STATGFEC
workload on a regular basis. For practical reasons and in the interest of economy, contracts with qualified individuals as the need for their services arises. They are independent contractors, not employees. Their work is usually done at such times and places as they choose and when done	STATSPEC
in offices it is normally by the choice of the individual and at his own convenience. He is not subject to direct supervision and not required to spend any particular time in the office. He is paid for his work by the word or page as may be appropriate and never on a time basis. These standar	STATSPEC
apply to all individuals with whomcontracts for such services whether those individuals have regular jobs with the Government or private employers or are self-employed or unemployed. In our opinion there is no conflict with the provisions of dual employment and dual compensation laws where Government	r STATSPEC
employees perform such services	STATSPEC
cc - CPD w/att. Assistant General Counsel	25X1A9A
OGC/JDM: jew 1 - JIM Chorno Distribution: 1 - PERSONNEL/5 Orig. & 1 - Addressee 1 - East 1 - CFD w/att. SECULET	
C-O-P-X	